

Under the provisions of Section 413.031 of the Texas Workers' Compensation Act, Title 5, Subtitle A of the Texas Labor Code, effective June 17, 2001 and Commission Rule 133.305, titled Medical Dispute Resolution-General, and 133.307, titled Medical Dispute Resolution of a Medical Fee Dispute, a review was conducted by the Division regarding a medical fee dispute between the requestor and the respondent named above. This dispute was received on 6-9-03.

### I. DISPUTE

Whether there should be reimbursement for CPT code 95869.

### II. FINDINGS

1. The respondent paid \$0.00 based upon "G – This procedure is mutually exclusive to another procedure performed on the same date of service."
3. Total amount in dispute per TWCC-60 is \$74.00.
4. The insurance carrier submitted an untimely response to the request for medical dispute resolution, and will not be considered.

### III. RATIONALE

DOS	CPT CODE	Billed	Paid	EOB Denial Code	MARS (Maximum Allowable Reimbursement)	Reference	Rationale
9-18-02	95869	\$138.00	\$0.00	G	\$74.00	Medicine GR (IV)(C) CPT Code Descriptor	On this date the requestor also billed 95861- Needle EMG, two extremities and related paraspinal areas. 95869 – Needle EMG, limited study of specific muscles (eg. Thoracic spinal muscles). Nerve study report supports testing of "EMG nerve conduction velocity in the upper extremities with acute and chronic bilateral carpal tunnel syndrome, right worse than the left side. No evidence of cervical Radiculopathy by this test. Cervical and thoracic paraspinal EMGs are normal." The report does not support separate billing for 95869; therefore, no reimbursement is recommended.

#### **IV. DECISION**

Based upon the review of the disputed healthcare services within this request, the Division has determined that the requestor **is not** entitled to additional reimbursement for CPT codes 95869.

The above Findings and Decision are hereby issued this 3<sup>rd</sup> day of June 2004.

Elizabeth Pickle  
Medical Dispute Resolution Officer  
Medical Review Division